

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**ARTCLASS CONTENT PRODUCTION**

**and**

**Case 31-CA-286481**

**MOTION PICTURE STUDIO GRIPS, CRAFTS  
SERVICE AND FIRST AID LOCAL 80**

**ORDER<sup>1</sup>**

Petitioner ArtClass Content Production's Petition to Revoke subpoena duces tecum B-1-1F17PS9 is denied as untimely. Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations require that a petition to revoke an investigative subpoena must be filed within 5 business days after the date of service of the subpoena. The subpoena here was served on February 10, 2022. Thus, the petition, which was filed on February 18, 2022, is untimely.

In addition, even assuming that the petition was timely filed, it is lacking in merit. The subpoena seeks information relevant to the matters under investigation and describes with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations. Further, the Petitioner has failed to establish any other legal basis for revoking the subpoena. See generally *NLRB v. North Bay Plumbing, Inc.*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).

Dated April 19, 2022, Washington, D.C.

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<sup>1</sup> The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

MARVIN E. KAPLAN,  
GWYNNE A. WILCOX,  
DAVID M. PROUTY,

MEMBER  
MEMBER  
MEMBER